IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.391 OF 2006
IN
APPEAL (LDG.) NO.45 OF 2006
IN
NOTICE OF MOTION NO.2525 OF 2005
IN
SUIT NO.2365 OF 2005

Kanti Jain ....Applicant
V/s.
M/s.Fulchand Exports & Anr. ....Respondents

Mr.M.M. Pillai for the Applicant.
Mr.Manoj P. Mhatre i/b Mr.S.B. Prabhavalkar for the Respondents.

CORAM : DR.S. RADHAKRISHNAN &
S.J. VAZIFDAR, JJ.
DATED : 18TH MARCH, 2006.

P.C. :

1. Heard the learned counsel for the Applicant and the Respondent. Perused the affidavit in support of the Notice of Motion. For the reasons stated in the affidavit in support of the Notice of Motion, sufficient cause is made out. There is no case of inaction, negligence or want of bona-fide on the part of the Applicant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

2. The Appeal to be placed for admission on 4.4.2006 subject to numbering.

(DR.S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)